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15

16 **UNITED STATES DISTRICT COURT**
17 **NORTHERN DISTRICT OF CALIFORNIA**

18 SERGIO L. RAMIREZ, on
19 behalf of himself and all others
20 similarly situated,

21 Plaintiff,

22 v.

23 TRANS UNION, LLC,
24 Defendant.
25
26

Case No. 3:12-cv-00632-JSC

**DECLARATION OF MARK F.
ANDERSON IN OPPOSITION TO
DEFENDANT TRANS UNION LLC'S
MOTION TO DISQUALIFY PLAINTIFF'S
COUNSEL**

Hearing

Date: March 13, 2013

Time: 9:00 a.m.

Place: Courtroom F

1 I, Mark F Anderson, hereby declare as follows:

2 1. I am a partner in the law firm Anderson, Ogilvie & Brewer, LLP.

3 2. This declaration concerns a blog post I wrote for our credit law blog,
4 www.californiacreditlaw.com.

5 3. About a week ago, I received a call from the editor of
6 CreditCards.com who said that Trans Union had sent him a letter accusing Ms
7 Kelly Dilworth, one of his reporters, of plagiarizing a blog post that I wrote. He
8 was quite upset about the accusation. This conversation caused me to go back to
9 check the chronology of events.

10 4. Trans Union's motion asserts that Ms Dilworth used my blog post to
11 write her story that appeared on CreditCards.com on December 6, 2013, but that is
12 not the way it transpired. Ms Dilworth did not see or rely on my blog post in
13 writing her story.

14 5. I did an initial draft of my blog post on November 23, 2012, but I did
15 not publish it. Instead, I saved it as an unpublished post.

16 6. Ms Dilworth published her story on the CreditCards.com site on
17 December 6, 2012. I read her story on that date. I thought she had expressed some
18 ideas better than my draft post so I edited my draft borrowing some words and
19 phrases from her story. I published my post on December 7, 2013. This was the
20 first date it appeared on the Internet.

21 7. I realize that the date that appears on my blog post is November 23,
22 2013, but that does not mean it was published on that date. That is the date I began
23 working on the initial draft.

24 I declare under the penalty of perjury under the laws of the United States
25
26

1 that the foregoing is true and correct.

2 Date: March 5, 2013
3 San Francisco, California

s/ Mark F. Anderson
Mark F. Anderson